

Forest Land-Chandrapur

**Diversion of 84.41 ha. Forest land in
favour of Karnataka Power Corporation
Ltd. for Baranj Open Cast Coal Mine.**

Government of Maharashtra

Revenue and Forest Department

Government Order No. FLD-2036/725/C.R.605/F-10

Mantralaya, Mumbai 400 032.

Date: 29.09.2022

Reference:

- 1) Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/NC/I/ID 11561/2123/10-11, dt.18.09.2010
- 2) Revenue & Forest Department, Government of Maharashtra Letter No. FLD-2015/C.R.605/F-10, dt.26.04.2011
- 3) Ministry of Environment, Forests & Climate Change, Government of India, Nagpur Letter No. 8-52/2011-FC, dt.09.12.2011
- 4) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/NC/I/ID-11561/658/14-15, dt.17.07.2014
No. Desk-17/Nodal/Chandrapur/ID-11561/1701/21-22, dt.03.12.2021
- 5) Ministry of Environment, Forests & Climate Change, Government of India, Nagpur Letter No. 8-52/2011-FC, dt.13.05.2015
- 6) Ministry of Environment, Forests & Climate Change, Government of India, Nagpur Letter No. 8-52/2011-FC, dt.22.12.2021
- 7) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/Nodal/Chandrapur/I.D.11561/2514/21-22, dt.21.02.2022,
No. Desk-17/Nodal/Chandrapur/I.D.11561/2626/21-22, dt.07.03.2022,
No. Desk-17/Nodal/Chandrapur/I.D.11561/837/22-23, dt.08.07.2022

Order:-

Whereas, the Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, vide letter under reference No.1 has submitted a proposal for diversion of 84.41 ha. Forest land in favour of Karnataka EMTA Coal Mines Ltd. for Baranj Open Cast Coal Mine to Government of Maharashtra;

AND whereas, the Government of Maharashtra has submitted above proposal to MoEF, Govt. of India vide letter under reference No.2,

AND whereas, the MoEF&CC, Govt. of India after due consideration, vide letter under reference No.3, accorded 'In-Principle' approval to divert the 84.41 ha. Forest Land in favour of Karnataka EMTA Coal Mines Ltd for the above project under section 2 of Forest (Conservation) Act, 1980. The said approval is subject to fulfillment of certain conditions by the User Agency;

AND whereas, the MoEF&CC, Govt. of India, vide letter under reference No.5, conveyed its approval (on the basis of recommendation of Ministry of Coal) to transfer the Forest Clearance from Original user i.e. M/s. Karnataka EMTA Coal Mines Ltd in whose favour In-principle approval was accorded, to new User Agency i.e.

M/s.Karnataka Power Corporation Ltd, in whose favour the coal block was auctioned / re-allotted by the Ministry of Coal.

the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letters under reference No.4 has submitted compliance of those conditions in 'In-Principle' approval letter to the MoEF&CC, Government of India;

AND whereas, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur, vide under reference no. 6 accorded 'Final approval' to to divert the 84.41 ha. Forest Land in favour of M/s. Karnataka Power Corporation Ltd under section 2 of Forest (Conservation) Act, 1980;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letter under reference No.7 has requested State Government to issue diversion order in the matter;

NOW, therefore, Government of Maharashtra hereby directs that the Forest Area of 84.41 ha. consisting of Protected Forest / Zudpi Jungle Land more specifically described in the proposal submitted vide letter under reference No. 1 and as per details given in the Schedule given below, be diverted to the User Agency, i.e. **M/s.Karnataka Power Corporation Ltd** for Baranj Open Cast Coal Mine in Chandrapur District.

The diversion shall be effected subject to the terms and conditions mentioned in the letters dt.09.12.2011, dt.13.05.2015 and dated 22.22.2021 of MoEF&CC, New Delhi. This approval for diversion of forest land is also subject to compliance of following conditions by the User Agency-

- 1. The User Agency must comply with the mitigation measures suggested by the committee under chairmanship of APCCF &WL, East-Nagpur.**
- 2. The User Agency shall compensate the private owners of forest land if any, in accordance with the prevalent laws, rules & guidelines.**
3. The User Agency shall comply with all the conditions stipulated in the letters dt.09.12.2011, dt.13.05.2015 and dt.22.22.2021 of MoEF&CC, New Delhi, referred above. The Conservator of Forests (T), Chandrapur shall ensure the strict compliance of the conditions by the User Agency and shall furnish the report in this regard to Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur from time to time.
4. Non-compliance of any of the conditions mentioned in MoEF&CC letters dt.09.12.2011, dt.13.05.2015 and dt.22.22.2021, in this order and Rules & Guidelines made / issued under Forest (Conservation) Act, 1980, shall amount to violation of Forest (Conservation) Act, 1980 and action would be taken accordingly.
5. In case of non-compliance of any of the above conditions, the Conservator of Forests (T), Chandrapur shall report through the State Government to the Ministry of Environment, Forests & Climate Change, Government of India, Nagpur as per procedure laid down in guidelines under the Forest (Conservation) Act, 1980.

SCHEDULE

Sr. No.	Location / Village	Taluka	District	Survey / Gut No.	Area (in ha)	Legal Status
1.	Baranj Mokasa	Bhadrawati	Chandrapur	178,187,248, 255,256,188, 196,192,226	80.98	Protected Forests / Zudpi Jungle
2.	Chak Baranj			60	2.99	
3.	Chichordi			74,280	0.44	
Total Forest Area (in ha.)					84.41	

This Government Order is available on Government of Maharashtra's website www.maharashtra.gov.in with Reference No. 202210071620155519. This order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

(Ganesh Jadhao)

Under Secretary to the Government of Maharashtra

Copy:

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi.
2. Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur.
3. Principal Chief Conservator of Forests (Wildlife), Nagpur.
4. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
5. Principal Chief Conservator of Forests & CEO, Maha-CAMPA, Nagpur.
6. Addl. Principal Chief Conservator of Forests & Nodal Officer, Nagpur.
7. Additional Principal Chief Conservator of Forests (Conservation), Nagpur.
8. Additional Principal Chief Conservator of Forests (Wildlife) East, Nagpur.
9. Divisional Commissioner, Nagpur
10. Collector, Chandrapur
11. Chief Executive Officer, Zilha Parishad, Chandrapur
12. Chief Conservator of Forests (T), Chandrapur
13. Deputy Conservator of Forests (T), Chandrapur
14. Mine Manager, Karnataka Power Corporation Ltd, Integrated Baranj Open Cast M, Plot No. 84, Post- Jena, Tah- Bhadrawati, Dist. Chandrapur
15. Select File.

I. Collector- Chandrapur and Chief Executive Officer, Zilha Parishad, Chandrapur are hereby directed to forward the copy of this order to concerned Heads of Local Bodies, Panchayats, Municipal Bodies in addition to the relevant offices of the Government and they shall also ensure the display of this order on their notice board as well as on the notice board of local self-government bodies for the information of general public.

II. M/s.Karnataka Power Corporation Ltd. is hereby directed to publish the entire order of forest clearances granted in verbatim along with the details of Survey No., Gut No., area and legal status of each Survey, Gut No. etc. and along with the conditions and safe guards imposed by the Central Government while granting forest clearances in two widely circulated daily newspapers, one in vernacular language and other in English language. Copy of the Newspapers be submitted to Chief Conservator of Forests (T), Chandrapur, Deputy Conservator of Forests (T), Chandrapur.

III. Heads of Local Bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government are hereby directed to display the same on their notice board for 30 days from the date of receipt for the information of general public.